

Notice of Determination**- 1 -****To:**

Office of Planning and Research
 For U.S. Mail:
 P.O. Box 3044
 Sacramento, CA 95812-3044

Street Address:

1400 Tenth Street
 Sacramento, CA 95814

From:

California Department of Fish and Wildlife (CDFW)
 Bay Delta Region
 2825 Cordelia Road, Suite 100, Fairfield, CA 94534
 Contact: Melanie Day
 Phone: (707) 210-4415

Lead Agency

City of Fairfield, Development Department
 1000 Webster Street, 2nd Floor, Fairfield, CA 94533
 Contact: Dave Feinstein
 Phone: (707) 428-7448

SUBJECT: Filing of Notice of Determination pursuant to Public Resources Code § 21108

State Clearinghouse Number: 2010042093

Project Title: Canon Station [California Endangered Species Act (CESA) Incidental Take Permit No. 2081-2016-020-03 Amendment No. 1 (ITP)]

Project Location: The Project is located on Vanden Road approximately 0.75 miles northeast of the Vanden Road and Peabody Road intersection east of the City of Fairfield, Solano County. It is within the City of Fairfield's Train Station Specific Plan, and at an approximate latitude 38.299 and longitude -121.957.

Project Description: The Project involves the development of a mixed-use residential and commercial development and enhancement of mitigation land. The Project includes the development of undeveloped land into a transit-oriented, mixed-use residential and commercial development including parks, open space, bicycle and pedestrian trails, utility relocations and improvements, detention basins, water supply facilities, wastewater treatment and storm water drainage, road improvements, and new roads pursuant to the City of Fairfield Train Station Specific Plan. The Project also includes the enhancement and management of 1,832.08 acres of mitigation land including creating, enhancing, and restoring Covered Species breeding and upland habitat and other wetland habitat.

The Project will result in impacts to 605.80 acres of California tiger salamander (*Ambystoma californiense*) habitat including temporary impacts to 115.13 acres; the Project will permanently remove 490.67 acres of California tiger salamander habitat. The project is expected to result in incidental take of California tiger salamander, which is designated as a threatened species under CESA. The ITP referenced above as issued by CDFW authorizes incidental take of species listed under CESA that may occur as a result of Project implementation.

Minor Amendment No. 1, as approved, changes the Dry Season beginning date for the year 2021 from June 15 to May 1, and removes the ability to extend the Dry Season ending date on a week-by-week basis. In approving Minor Amendment No. 1, CDFW determined, among other things, that no substantial increase in the nature or scope of the previous authorization by the ITP, and that no new significant or substantially more severe environmental impacts than previously considered and disclosed would occur.

This is to advise that CDFW, acting as [the lead agency / a responsible agency] approved the above-described project on 5/11/2021 and made the following determinations regarding the above described project:

1. The project [will / will not] have a significant effect on the environment (this determination is limited to effects within CDFW's permitting jurisdiction as a responsible agency).
2. [An environmental impact report / A negative declaration] was prepared by the lead agency for the original project.
3. Additional mitigation measures [were / were not] made a condition of CDFW's approval of the project.
4. A mitigation reporting or monitoring plan [was / was not] adopted by CDFW for this project.
5. A Statement of Overriding Considerations [was / was not] adopted by CDFW for this project.
6. Findings [were / were not] made by CDFW pursuant to Public Resources Code § 21081(a).
7. Compliance with the environmental filing fee requirement at Fish and Game Code § 711.4 (check one):
 - Payment is submitted with this notice.
 - A copy of a receipt showing prior payment was submitted to CDFW.

Notice of Determination

Responsible Agency statement: The EIR prepared by the lead agency for the Project is available to the general public at the office location listed above for the lead agency. CDFW's administrative record of proceedings related to the incidental take permit is available to the public for review at CDFW's regional office.

DocuSigned by:

Gregg Erickson

Signature

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Date: 5/11/2021

Gregg Erickson, *Regional Manager*

Date Received for filing at OPR: _____